



PATENT

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Letter
L.C.
10/12/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Michael J. Sullivan

FOR : IMPROVED MULTI-LAYER
GOLF BALL

SERIAL NO. : 09/121,628

FILED : July 23, 1998

EXAMINER : D. Buttner

ART UNIT : 1712

CUSTOMER NO. : 24492

ATTORNEY DOCKET NO. : P-3724-F1-C1

(SLD 20035-1-1-1)

Cleveland, Ohio 44114-2518

October 2, 2001

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BOARD OF PATENT APPEALS
AND INTERFERENCES

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GROUP 1700

NOTICE OF DECISION ON APPEAL OF RELATED CASE UNDER
37 C.F.R. § 1.192(C)(2) and § 1.192(c)(8)

Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

Appellant, Spalding Sports Worldwide, Inc., recently received a decision in its favor in an appeal of a rejection in U.S. application Serial No. 08/815,556, filed March 12, 1997, entitled "Improved Multi-Layer Golf Ball."

CERTIFICATE OF MAILING

I hereby certify that this correspondence and related papers are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on 10/3/01.

By: Mary Ann Temesvari
Mary Ann Temesvari

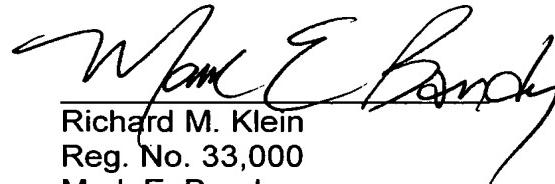
In that decision, the Board of Patent Appeals reversed an Examiner's rejection under § 103 on grounds that the rejection was based on improper hindsight reconstruction.

The present application claims priority upon the '556 application. And so, a decision in that case is believed to be relevant in the appeal of the present application.

Accordingly, Appellant wishes to bring to the attention of the Board, the recent favorable decision in Appellant's '556 application.

Respectfully submitted,

FAY, SHARPE, FAGAN,
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